



DEPARTMENT OF THE ARMY  
U.S. Army Corps of Engineers  
WASHINGTON, D.C. 20314-1000

REPLY TO  
ATTENTION OF:

DAEN-REA

1 October 1986

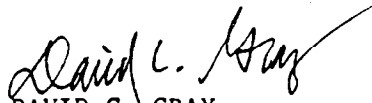
SUBJECT: Delegation of Authority for Counteroffers  
and Settlements

SEE DISTRIBUTION

Attached for immediate implementation is a revised delegation of authority for approval of counteroffers and settlements. This supersedes all contrary provisions of ER 405-1-12, which will be changed accordingly when revised.

FOR THE COMMANDER:

Atch

  
DAVID C. GRAY  
Director of Real Estate

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DAEN-REA

1 October 1986

SUBJECT: Delegation of Authority for Counteroffers  
and Settlements

DISTRIBUTION

Commanders,

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Delegation of Authority  
to the  
U. S. Army Division and District Engineers  
and  
Chiefs of Their Real Estate Divisions

To Acquire Land and Interests Therein  
Pursuant to Title III, Public Law 91-646

Pursuant to the authority vested in the Chief of Engineers and his Director of Real Estate by a delegation of authority from the Secretary of the Army on 20 August 1976, which was made in accordance with the provisions of Public Law 91-646 (84 Stat. 1894) and Title 10, U.S.C. 3012, I hereby redelegate to U. S. Army Division Engineers and to their Chiefs of Real Estate, authority to take the following actions under Title III of Public Law 91-646:

a. To make findings, determinations, and payments, and to accept counteroffers as follows:

(1) To accept any offer in the amount of the approved appraisal;

(2) To accept any reasonable offer in excess of the approved appraisal, if the total purchase price does not exceed \$100,000;

(3) To accept any reasonable offer in excess of \$100,000 if the total purchase price does not exceed 115 percent of the amount of the approved appraisal, and does not exceed \$500,000; and

(4) To approve any reasonable offer of settlement proposed by the U. S. Attorney or Department of Justice which does not exceed \$100,000.

b. U. S. Army Division Engineers may redelegate to U. S. Army District Engineers and to their Chiefs of Real Estate authority to make findings, determinations, and payments, and to accept counteroffers as follows:

(1) To accept any offer in the amount of the approved appraisal.

(2) To accept any reasonable offer in excess of the amount of the approved appraisal, if the total purchase price does not exceed \$50,000;

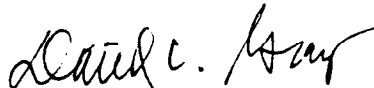
(3) To accept any reasonable offer in excess of \$50,000, if the total purchase price does not exceed 115 percent of the amount of the approved appraisal, and does not exceed \$250,000; and

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(4) To approve any reasonable offer of settlement proposed by the U. S. Attorney or Department of Justice which does not exceed \$100,000.

c. Regardless of the amount of money involved, any counteroffer or settlement will be forwarded to OCE for approval where the case is controversial or unusual, or there is a novel issue of law involved.

  
DAVID C. GRAY  
Director of Real Estate